

**BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

YU MENG HOGAN  
3402 Beresford Avenue  
Belmont, California

Registered Nurse License No. 469723

Respondent.

Case No. 2007-188

OAH No. 2007030049

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on December 21, 2007.

It is so ORDERED November 21, 2007.

*LaTranene W Tate*

\_\_\_\_\_  
FOR THE BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS

1 EDMUND G. BROWN JR., Attorney General  
of the State of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 JONATHAN D. COOPER, State Bar No. 141461  
Deputy Attorney General  
4 California Department of Justice  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 703-5515  
6 Facsimile: (415) 703-5480

7 Attorneys for Complainant

8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2007-188

13 YU MENG HOGAN  
3402 Beresford Avenue  
Belmont, California 94002

OAH No. 2007030049

14 Registered Nurse License No. 469723

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

15 Respondent.

16  
17 IT IS HEREBY STIPULATED AND AGREED by and between the parties in this  
18 proceeding that the following matters are true:

19 **PARTIES**

20 1. Ruth Ann Terry, M.P.H., R.N. (Complainant) is the Executive Officer of  
21 the Board of Registered Nursing. She brought this action solely in her official capacity and is  
22 represented in this matter by Edmund G. Brown Jr., Attorney General of the State of California,  
23 by Jonathan D. Cooper, Deputy Attorney General.

24 2. Yu Meng Hogan (Respondent) is represented in this proceeding by  
25 attorney Ellen Mendelson, whose address is 533 Bella Vista Way, First Floor, San Francisco,  
26 California, 94127-2303.

27 3. On or about August 31, 1991, the Board of Registered Nursing issued  
28 Registered Nurse License No. 469723 to Yu Meng Hogan. The License was in full force and

1 effect at all times relevant to the charges brought in Accusation No. 2007-188 and will expire on  
2 February 28, 2009, unless renewed.

3 **JURISDICTION**

4 4. Accusation No. 2007-188 was filed before the Board of Registered  
5 Nursing (Board), Department of Consumer Affairs, and is currently pending against Respondent.  
6 The Accusation and all other statutorily required documents were properly served on Respondent  
7 on January 11, 2007. Respondent timely filed her Notice of Defense contesting the Accusation.  
8 A copy of Accusation No. 2007-188 is attached as exhibit A and incorporated herein by  
9 reference.

10 **ADVISEMENT AND WAIVERS**

11 5. Respondent has carefully read, discussed with counsel, and fully  
12 understands the charges and allegations in Accusation No. 2007-188. Respondent also has  
13 carefully read, discussed with counsel, and fully understands the effects of this Stipulated  
14 Surrender of License and Order.

15 6. Respondent is fully aware of her legal rights in this matter, including the  
16 right to a hearing on the charges and allegations in the Accusation; the right to be represented by  
17 counsel, at her own expense; the right to confront and cross-examine the witnesses against her;  
18 the right to present evidence and to testify on her own behalf; the right to the issuance of  
19 subpoenas to compel the attendance of witnesses and the production of documents; the right to  
20 reconsideration and court review of an adverse decision; and all other rights accorded by the  
21 California Administrative Procedure Act and other applicable laws.

22 7. Respondent voluntarily, knowingly, and intelligently waives and gives up  
23 each and every right set forth above.

24 **CULPABILITY**

25 8. Respondent understands that the charges and allegations in Accusation No.  
26 2007-188, if proven at a hearing, constitute cause for imposing discipline upon her Registered  
27 Nurse License.

28 9. For the purpose of resolving the Accusation without the expense and

1 uncertainty of further proceedings, Respondent admits that on several occasions in October 2003  
2 while working as a registered nurse at Stanford Hospital she withdrew controlled substances  
3 from Pyxis and did not chart those medications in patient records. Respondent admits that cause  
4 for discipline exists pursuant to Business and Professions Code section 2761(a) based on this  
5 admission. Respondent does not admit the specific causes for discipline set forth in Accusation  
6 No. 2007-188.

7           10. Respondent understands that by signing this stipulation she enables the  
8 Board to issue an order accepting the surrender of her Registered Nurse License without further  
9 process.

#### 10                           RESERVATION

11           11. The admissions made by Respondent herein are only for the purposes of  
12 this proceeding, or any other proceedings in which the Board of Registered Nursing or other  
13 professional licensing agency is involved, and shall not be admissible in any other criminal or  
14 civil proceeding.

#### 15                           CONTINGENCY

16           12. This stipulation shall be subject to approval by the Board of Registered  
17 Nursing. Respondent understands and agrees that counsel for Complainant and the staff of the  
18 Board of Registered Nursing may communicate directly with the Board regarding this stipulation  
19 and settlement, without notice to or participation by Respondent or her counsel. By signing the  
20 stipulation, Respondent understands and agrees that she may not withdraw her agreement or seek  
21 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails  
22 to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary  
23 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal  
24 action between the parties, and the Board shall not be disqualified from further action by having  
25 considered this matter.

#### 26                           OTHER MATTERS

27           13. The parties understand and agree that facsimile copies of this Stipulated  
28 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same

1 force and effect as the originals.

2 14. In consideration of the foregoing admissions and stipulations, the parties  
3 agree that the (Board) may, without further notice or formal proceeding, issue and enter the  
4 following Order:

5 **ORDER**

6 IT IS HEREBY ORDERED that Registered Nurse License No. 469723, issued to  
7 Respondent Yu Meng Hogan is surrendered and accepted by the Board of Registered Nursing.

8 15. The surrender of Respondent's Registered Nurse License and the  
9 acceptance of the surrendered license by the Board shall constitute the imposition of discipline  
10 against Respondent. This stipulation constitutes a record of the discipline and shall become a  
11 part of Respondent's license history with the Board.

12 16. Respondent shall lose all rights and privileges as a Registered Nurse in  
13 California as of the effective date of the Board's Decision and Order.

14 17. Respondent shall cause to be delivered to the Board both her License  
15 wall and pocket license certificate on or before the effective date of the Decision and Order.

16 18. Respondent fully understands and agrees that if she ever files an  
17 application for licensure or a petition for reinstatement in the State of California, the Board shall  
18 treat it as a petition for reinstatement. Respondent must comply with all of the laws, regulations  
19 and procedures for reinstatement of a revoked license in effect at the time the petition is filed,  
20 and the admissions made in paragraph 9 above shall be deemed to be true, correct and admitted  
21 by Respondent when the Board determines whether to grant or deny the petition.

22 19. Upon reinstatement of the license, Respondent shall pay to the Board costs  
23 associated with its investigation and enforcement pursuant to Business and Professions Code  
24 section 125.3 in the amount of Two Thousand, Five Hundred and Thirty Seven Dollars and No  
25 Cents (\$2,537.00). Respondent shall be permitted to pay these costs in a payment plan approved  
26 by the Board.

27 20. Should Respondent ever apply or reapply for a new license or certification,  
28 or petition for reinstatement of a license, by any other health care licensing agency in the State of

1 California, all of the admissions made in paragraph 9 above shall be deemed to be true, correct  
2 and admitted by Respondent for the purpose of any Statement of Issues or any other proceeding  
3 seeking to deny or restrict licensure.

4 21. Respondent shall not apply for licensure or petition for reinstatement for  
5 two (2) years from the effective date of the Board of Registered Nursing's Decision and Order.

6 22. Respondent shall pay the Board its costs of investigation and enforcement  
7 in the amount of \$2,537.00 prior to issuance of a new or reinstated license.

8 ACCEPTANCE

9 I have carefully read the above Stipulated Surrender of License and Order and  
10 have fully discussed it with my attorney, Ellen Mendelson. I understand the stipulation and the  
11 effect it will have on my Registered Nurse License. I enter into this Stipulated Surrender of  
12 License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the  
13 Decision and Order of the Board of Registered Nursing.

14 DATED: July 15, 2007

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17 YU MENG HOGAN  
Respondent

18  
19 I have read and fully discussed with Respondent Yu Meng Hogan the terms and  
20 conditions and other matters contained in this Stipulated Surrender of License and Order. I  
21 approve its form and content.

22 DATED: August 21, 2007

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25 ELLEN MENDELSON  
Attorney for Respondent

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**ENDORSEMENT**

The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted for consideration by the Board of Registered Nursing of the Department of Consumer Affairs.

DATED: 8/24/07

EDMUND G. BROWN JR., Attorney General  
of the State of California

FRANK H. PACIORE  
Supervising Deputy Attorney General

  
JONATHAN D. COOPER  
Deputy Attorney General

Attorneys for Complainant

Matter ID: 03579110SF2006400861

**Exhibit A**  
**Accusation No. 2007-188**



BILL LOCKYER, Attorney General  
of the State of California  
FRANK H. PACOE  
Supervising Deputy Attorney General  
HANNAH HIRSCH ROSE, State Bar No. 56276  
Deputy Attorney General  
California Department of Justice  
455 Golden Gate Avenue, Suite 11000  
San Francisco, CA 94102-7004  
Telephone: (415) 703-5515  
Facsimile: (415) 703-5480

Attorneys for Complainant

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

YU MENG HOGAN, aka  
YU MENG  
3402 Beresford Avenue  
Belmont, CA 94002

Registered Nurse License No. 469723,

Respondent.

Case No. 2007-188

ACCUSATION

Complainant alleges:

PARTIES

1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation solely in her official capacity as the Executive Officer of the Board of Registered Nursing, Department of Consumer Affairs.

2. On or about August 31, 1991, the Board of Registered Nursing ("Board") issued Registered Nurse License Number 469723 to Yu Meng Hogan, also known as Yu Meng ("Respondent"). The license will expire on February 28, 2007.

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1                   12.     "Hydrocodone" is a Schedule III controlled substance pursuant to Health  
2 and Safety Code section 11056, subdivision (e)(4), and a dangerous drug within the meaning of  
3 Code section 4022.

4                   13.     "Meperidine" is a Schedule II controlled substance pursuant to Health  
5 and Safety Code section 11055, subdivision (c)(2), and a dangerous drug within the meaning  
6 of Code section 4022.

7                   14.     "Morphine" is a Schedule II controlled substance pursuant to Health and  
8 Safety Code section 11055, subdivision (b)(1)(M), and a dangerous drug within the meaning  
9 of Health and Safety Code section 4022.

10                  15.     "Tylenol #3," a compound containing Codeine, is a Schedule III controlled  
11 substance pursuant to Health and Safety Code section 11058, subdivision (c)(1),  
12 and a dangerous drug within the meaning of Code section 4022.

13                  16.     "Vicodin, " a compound containing hydrocodone, is a Schedule III  
14 controlled substance pursuant to Health and Safety Code section 11056, subdivision (e)(2),  
15 and a dangerous drug within the meaning of Code section 4022.

16                                   **FIRST CAUSE FOR DISCIPLINE**

17                                   (Grossly Incorrect/Inconsistent Record Entries)

18                  17.     Respondent's license is subject to discipline for unprofessional conduct  
19 under Code section 2762, subdivision (e), in that while employed and on duty as a registered  
20 nurse at Stanford Hospital and Clinics from on or about October 8, 2003, through on or about  
21 October 30, 2003, and while assigned to the Ambulatory Treatment Unit (ATU), Respondent  
22 made grossly inconsistent entries in hospital, patient, or other records pertaining to controlled  
23 substances, as follows:

24                               a. Patient "A." On or about October 8, 2003, at approximately 2018  
25 hours, Respondent withdrew two 5 mg doses of Hydrocodone from the Pyxis for administration  
26 to Patient "A." Thereafter, Respondent failed to document or record the administration of two 5  
27 mg. doses of Hydrocodone on the patient's medication administration record (MAR), or to  
28 otherwise properly account for the disposition of the two 5 mg. doses of Hydrocodone.

1                   b. Patient "B." On or about October 11, 2003, at approximately 1106  
2 hours, Respondent withdrew two 5 mg doses of Hydrocodone from the Pyxis for administration  
3 to Patient "B." Thereafter, Respondent failed to document or record the administration of two  
4 5 mg. doses of Hydrocodone on the patient's MAR, or to otherwise properly account for the  
5 disposition of the two 5 mg. doses of Hydrocodone.

6                   c. Patient "C." On or about October 11, 2003, at approximately 1106  
7 hours, Respondent withdrew one 5mg dose of Hydrocodone from the Pyxis for administration to  
8 Patient "C." Thereafter, Respondent failed to document or record the administration of the 5 mg.  
9 dose of Hydrocodone on the patient's MAR, or to otherwise properly account for the disposition  
10 of the 5 mg. dose of Hydrocodone.

11                  d. Patient "D." On or about October 14, 2003, at approximately 2115  
12 hours, Respondent documented the withdrawal of one 2 mg. doses of Morphine from the Pyxis  
13 for administration to Patient "D." However, Patient "D" was not present on the ATU at  
14 115 hours. Thereafter, at approximately 2118 hours, Respondent recorded the wastage of  
15 the 2 mg. of Morphine.

16                  e. Patient "E." On or about October 22, 2003, at approximately 2203  
17 hours, Respondent withdrew two Tylenol #3 tablets from the Pyxis for administration to Patient  
18 "E." Thereafter, Respondent failed to document or record the administration of two Tylenol #3  
19 tablets on the patient's MAR, or to otherwise properly account for the disposition of the two  
20 Tylenol #3 tablets.

21                  f. Patient "F."

22                         1. On or about October 28, 2003, at approximately 1513 hours,  
23 Respondent withdrew one 4 mg. dose of Morphine from the Pyxis for administration to Patient  
24 "F." Thereafter, Respondent failed to document or record the administration of the 4 mg dose of  
25 Morphine on the patient's MAR, or to otherwise properly account for the disposition of the  
26 4 mg dose of Morphine.

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28 ///

2. On or about October 28, 2003, at approximately 1756 hours, Respondent withdrew one 7.5/500 mg. dose of Hydrocodone from the Pyxis for administration to Patient "F." Thereafter, Respondent failed to document or record the administration of the 7.5/500 mg. dose of Hydrocodone on the patient's MAR, or to otherwise properly account for the disposition of the 7.5/500 mg. dose of Hydrocodone.

3. On or about October 28, 2003, at approximately 2200 hours, Respondent withdrew one 7.5/500mg. dose of Hydrocodone from the Pyxis for administration to Patient "F." Thereafter, Respondent failed to document or record the administration of the 7.5/500 mg. dose of Hydrocodone on the patient's MAR, or to otherwise properly account for the disposition of the 7.5/500 mg. dose of Hydrocodone.

g. Patient "G." On or about October 29, 2003, at approximately 1915 hours, Respondent withdrew one 25 mg. syringe of Demerol from the Pyxis for administration to Patient "G." Thereafter, Respondent failed to document or record the administration of the 25 mg. syringe of Demerol on the patient's MAR, or to otherwise properly account for the disposition of the 25 mg. syringe of Demerol.

h. Patient "H." On or about October 30, 2003, at approximately 1825 hours, Respondent withdrew one 100 mcg dose of Fentanyl from the Pyxis for administration to Patient "H." Thereafter, Respondent charted the administration of one 50 mcg dose of Fentanyl on the patient's MAR, but failed to document or record the administration of the remaining 50 mcg dose of Fentanyl on the patient's MAR, or to otherwise properly account for the disposition of the remaining 50 mcg dose of Fentanyl.

## SECOND CAUSE FOR DISCIPLINE

(Gross Negligence)

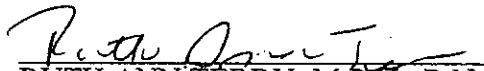
18. Respondent's license is subject to discipline for unprofessional conduct under Code section 2761, subdivision (a)(1), in that while employed and on duty as a registered nurse at Stanford Hospital and Clinics from on or about October 4, 2003, until on or about November 3, 2003, and while assigned to the ATU, Respondent committed acts of gross negligence, as more particularly set forth under paragraph 17, above.

1 **PRAYER**

2 **WHEREFORE**, Complainant requests that a hearing be held on the matters  
3 herein alleged, and that following the hearing the Board issue a decision:

- 4 1. Revoking or suspending Registered Nurse License Number 469723,  
5 issued to Yu Meng Hogan, also known as Yu Meng;  
6 2. Ordering Yu Meng Hogan, also known as Yu Meng to pay the reasonable  
7 costs incurred by the Board in the investigation and enforcement of this case pursuant to Code  
8 section 125.3; and,  
9 3. Taking such other and further action as deemed necessary and proper.

10  
11 **DATED:** 1/5/07

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15 RUTH ANN TERRY, M.P.H., R.N.  
16 Executive Officer  
17 Board of Registered Nursing  
18 Department of Consumer Affairs  
19 State of California  
20 Complainant  
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